

**GOVERNMENT OF THE DISTRICT OF COLUMBIA**  
**Office of the Chief Financial Officer**

Natwar M. Gandhi  
Chief Financial Officer



**MEMORANDUM**

**TO:** The Honorable Linda W. Cropp  
Chairman, Council of the District of Columbia

**FROM:** Natwar M. Gandhi  
Chief Financial Officer

**DATE:** November 13, 2003

**SUBJECT:** Fiscal Impact Statement: "Lead-Based Paint Abatement and Control Amendment Act of 2003"

**REFERENCE:** Draft Legislation – Bill Number Not Available

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**Conclusion**

Funds are sufficient in the FY 2004 through FY 2007 budget and financial plan because implementation of the proposed legislation would not require any additional funds or resources. The proposed legislation would have a potential, minimal positive impact on general fund revenue.

**Background**

The proposed legislation would increase fines to match federal limits and would align District regulations with federal lead-based paint regulations. These changes are necessary to demonstrate that the District program is at least as protective of human health as the federal program and provides adequate enforcement. Enactment of the proposed legislation would enable the District to obtain final delegation of enforcement of the lead-based paint provisions of the Toxic Substances Control Act (Pub. L. 94-469, Oct. 11, 1976, 90 Stat. 2003; 15 U.S.C. § 2601 *et seq.*). These regulations define the manner in which lead-based paint in occupied buildings must be treated to reduce the exposure of children to lead poisoning.

Failure to implement the proposed changes may result in denial of the application to obtain final delegation of the federal lead-based paint regulations and the potential loss of approximately \$190,000 in federal grant funds that the District now receives.

### **Financial Plan Impact**

Funds are sufficient in the FY 2004 through FY 2007 budget and financial plan because the District is not expected to incur any additional expenditures as a result of the proposed legislation. The proposed legislation is expected to generate revenue from increased fines ranging between \$23,700 and \$57,500 in FY 2004 through FY 2007. The exact amount of revenue cannot be determined because the fine assessed ranges from the proposed statutory minimums of \$250 and \$500 to a high of \$25,000.